

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
MARCH 18, 2003**

930 TACOMA AVENUE SOUTH, ROOM 1045  
TACOMA, WASHINGTON 98402  
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018  
[www.co.pierce.wa.us/council](http://www.co.pierce.wa.us/council)

**(Note: These minutes are not verbatim. Recorded tapes are available upon request.)**

**I. CALL TO ORDER**

The regular meeting of the Pierce County Council was called to order at 3:00 p.m. by Chair Moss.

**II. PLEDGE OF ALLEGIANCE TO THE FLAG**

The pledge was led by Moss.

**III. ROLL CALL**

Councilmembers Present: Paul Bocchi, Shawn Bunney, Calvin Goings, Terry Lee, Harold Moss, and Kevin Wimsett; Barbara Gelman was excused.

Council Staff Present: Gerri Johnson, Administrator/Clerks & Operations; Susan Long, Legal Counsel; and Tom Weber, Administrator/Research & Policy.

There were two visitors present.

**IV. APPROVAL OF AGENDA**

Wimsett moved approval of the Agenda; motion seconded and passed on a voice vote.

**V. CONSENT AGENDA**

- a. Approval of Minutes
  - 1. The minutes of the February 18, 2003, District No. 7 Council meeting.
  - 2. The minutes of the February 25, 2003, regular Council meeting.
  - 3. The minutes of the May 14, 2002, District No. 6 Council meeting.
- b. Action on Ordinances (refer, set date of hearing)
  - 1. PROPOSAL NO. 2002-128, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE SECTION 10.36.010 "LIMITS ESTABLISHED"; DELETING REFERENCES TO THE FERRY "ISLANDER" WHICH THE COUNTY NO

LONGER OWNS; AND RESTRICTING THE MAXIMUM VEHICLE LENGTH TO 38 FEET AND THE MAXIMUM LOAD LIMIT TO 67,500 POUNDS ON THE PIERCE COUNTY FERRY "M/V STEILACOOM."

Sponsored by: Councilmembers Pat O'Malley and Paul Bocchi

Contact person: Don Peterson, 798-3147

DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE (Shawn Bunney, Chair; Terry Lee, Vice Chair; Paul Bocchi, Member; Barbara Gelman, Member, Calvin Goings, Member)

Suggested date of Council hearing: April 15, 2003

2. PROPOSAL NO. 2003-26, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 2.99.030 OF THE PIERCE COUNTY CODE, PIERCE COUNTY COMMISSION AGAINST DOMESTIC VIOLENCE, BY REVISING THE DESIGNATED GOVERNMENT REPRESENTATIVES.

Sponsored by: Councilmember Barbara Gelman

Contact person: Carolyn Pendle, 798-3631

For referral to the Public Safety & Human Services Committee

3. PROPOSAL NO. 2003-27, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 16 NORTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS7-02, FRED A. MILLER - EATONVILLE AREA)

Sponsored by: Councilmember Calvin Goings

Contact person: Airyang Julia Park, 798-2783

For referral to the Planning & Environment Committee  
Suggested date of Council hearing: May 6, 2003

4. PROPOSAL NO. 2003-28, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 20 NORTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS10-02, DAVID AND STEPHANIE DREW - PUYALLUP AREA)

Sponsored by: Council Calvin Goings

Contact person: Airyang Julia Park, 798-2783

For referral to the Planning & Environment Committee  
Suggested date of Council hearing: May 6, 2003

5. PROPOSAL 2003-29, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE SOUTHWEST QUARTER OF SECTION 11, TOWNSHIP 19 NORTH, RANGE 6 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS5-02, DAVID AND TAMARA BROWN - BUCKLEY AREA)  
Sponsored by: Councilmember Calvin Goings  
Contact person: Airyang Julia Park, 798-2783  
For referral to the Planning & Environment Committee  
Suggested date of Council hearing: May 6, 2003
  6. PROPOSAL NO. 2003-30, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 2.49 OF THE PIERCE COUNTY CODE, "PIERCE COUNTY FARM ADVISORY COMMISSION."  
Sponsored by: Councilmember Calvin Goings  
Contact person: Brynn Brady, 798-3667  
For referral to the Rules & Operations Committee
  7. PROPOSAL NO. 2003-31, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF 122ND STREET EAST RIGHT-OF-WAY, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 19 NORTH, RANGE 4 EAST, WILLAMETTE MERIDIAN, IN THE PUYALLUP AREA.  
Sponsored by: Councilmember Shawn Bunney  
Contact person: Bruce Duncan, 798-5016  
For referral to the Public Works Committee
- c. Action on Resolutions (refer, set date of hearing)
1. PROPOSAL NO. R2003-33, A RESOLUTION OF THE PIERCE COUNTY COUNCIL APPROVING, AS CREATING MUNICIPALITY, RESOLUTION NO. 2003-01 OF THE ECONOMIC DEVELOPMENT CORPORATION OF PIERCE COUNTY, ADOPTED FEBRUARY 7, 2003, TAKING OFFICIAL ACTION REGARDING THE ISSUANCE OF NOT TO EXCEED \$6,500,000 OF NON-RECOURSE REVENUE BONDS, FOR THE BENEFIT OF SEA TAC PACKAGING MFG. CORP.  
Sponsored by: Councilmember Kevin Wimsett  
Contact person: Cynthia Weed, (206) 623-7580  
For referral to the Rules & Operations Committee  
To be heard by the Rules & Operations Committee on March 24, 2003  
Suggested date of Council hearing: March 25, 2003
- d. Other Items

Wimsett moved approval of the Consent Agenda; motion seconded

and passed on a roll call vote of six to zero.

**VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY**

1. A message from the Executive transmitting the following Ordinance, which was approved and signed on March 3, 2003, was read into the record:

ORDINANCE NO. 2003-5s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING A TEMPORARY, ONE-TIME LIMITED EXEMPTION FROM THE PROVISIONS OF THE PIERCE COUNTY CHARTER ARTICLE 7 "PERSONNEL SYSTEM", AND PIERCE COUNTY CODE TITLE 3 "PERSONNEL", TO FACILITATE THE TRANSFER OF PERSONNEL OF THE PIERCE COUNTY COMMUNITY DEVELOPMENT CORPORATION TO PIERCE COUNTY, PURSUANT TO THE EXEMPTION AUTHORITY SET FORTH IN PIERCE COUNTY CHARTER, SECTION 7.20(1)(h); AND AMENDING ORDINANCE NO. 2002-112S BY INCREASING THE 2003 BUDGETS FOR ECONOMIC DEVELOPMENT AND THE HOUSING REPAIR PROGRAM AND CORRECTING A TECHNICAL ERROR.

**VII. PROCLAMATIONS, AWARDS, AND/OR APPOINTMENTS TO BOARDS AND COMMISSIONS - None**

**VIII. ORDINANCES**

**PROPOSAL NO. 2002-125s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF 204TH STREET EAST RIGHT-OF-WAY, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 18 NORTH, RANGE 3 EAST, WILLAMETTE MERIDIAN, IN THE SPANAWAY AREA.**

Wimsett moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Les Olsen, Public Works and Utilities Department, stated this portion of unused right-of-way is a part of the realignment at 204<sup>th</sup> Street, and is no longer needed in the County road system. The Department supports the request to vacate.

The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of six to zero.

**PROPOSAL NO. 2002-129s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO PENINSULA LIGHT COMPANY, INC., FOR LOCATION OF WATER LINES OF CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.**

Wimsett moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Olsen stated this is a renewal of an existing franchise with Peninsula Light Company, and the Department supports the request for renewal.

The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of six to zero.

**PROPOSAL NO. 2002-134, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO THE WASHINGTON STATE PARKS AND RECREATION COMMISSION FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.**

Wimsett moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Olsen stated this is a renewal of an existing franchise with the Washington State Parks and Recreation Commission. The water lines provide service to Kopachuck State Park, and the Department supports the request.

The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of six to zero.

**PROPOSAL NO. 2002-135, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF UNIMPROVED 103RD STREET SOUTH (ASH STREET), IN SECTIONS 4 AND 5, TOWNSHIP 19 NORTH, RANGE 3 EAST, WILLAMETTE MERIDIAN, LOCATED IN THE PARKLAND AREA.**

Wimsett moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Olsen stated this is a piece of right-of-way that is no longer useable in the County road system. He stated the Department supports the request to vacate.

The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of six to zero.

**PROPOSAL NO. 2003-1s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO THE TOWN OF WILKESON, FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.**

Wimsett moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Olsen stated this Ordinance represents a renewal of an existing franchise with the Town of Wilkeson. The Department supports the request to renew.

The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of six to zero.

**IX. RESOLUTIONS**

**PROPOSAL NO. R2003-32, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING RESOLUTION NO. R2003-2s, AS AMENDED BY RESOLUTION NO. R2003-20, BY CHANGING THE MEMBER AND ALTERNATE ON THE PUGET SOUND REGIONAL COUNCIL OPERATIONS COMMITTEE.**

Wimsett moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Weber explained that passage of this Resolution would make a correction in the County's appointments to the Puget Sound Regional Council Operations Committee by appointing the County Executive John Ladenburg as a member, and Councilmember Shawn Bunney as alternate.

The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of six to zero.

**X. OTHER BUSINESS/ANNOUNCEMENTS**

1. Wimsett moved to adopt a Finding, pursuant to Revised Code of Washington 35A.14.080, that Proposition No. 1, regarding the Southeast Sumner Annexation, was approved by the affected electors at a special election held on February 4, 2003; and directing the Clerk of the Council to transmit a certified copy of both the minutes of today's Council meeting and the Auditor's Certificate of Election dated February 10, 2003 to the Clerk of the City of Sumner; motion seconded and passed on a voice vote.

**XI. GENERAL PUBLIC COMMENTS - None**

**XII. ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:22 p.m.

Attest:

\_\_\_\_\_  
/s/  
Gerri Johnson, Clerk of the Council

Approved:

\_\_\_\_\_  
/s/ \_\_\_\_\_  
Councilmember Harold Moss, Council Chair

\_\_\_\_\_  
4/8/03  
Date Approved

f:\wpfiles\minutes\cnclMar18 2003.min.doc